

Supplement), title "Alcoholic Beverages", sub-title "Restrictions Upon Licensees", relating to sales of alcoholic beverages to minors and misrepresentations by minors and other persons of their ages for the purpose of obtaining alcoholic beverages AND EXEMPTING CERTAIN COUNTIES FROM THE CHANGES EMBRACED IN THIS ACT.

SECTION 1. *Be it enacted by the General Assembly of Maryland, That Section 103 of Article 2B of the Annotated Code of Maryland (1947 Supplement), title "Alcoholic Beverages", sub-title "Restrictions Upon Licensees", be and the same is hereby repealed and re-enacted, with amendments, to read as follows:*

103. Sales to Minors and Intoxicated Persons Prohibited.

(a) No licensee under the provisions of this Article, or any of his employees, shall sell or furnish any alcoholic beverages at any time to a minor under twenty-one years of age, either for his own use or for the use of any other person, or to any person who, at the time of such sale, or delivery, is visibly under the influence of any alcoholic beverage. *Any person violating any of the provisions of this sub-section shall be guilty of a misdemeanor and upon conviction thereof shall suffer the penalties provided by Section 170 of this Article; provided, however, that any person charged with selling or furnishing any alcoholic beverages to a minor under twenty-one years of age shall not be found guilty of a violation of this sub-section, if such person establishes to the satisfaction of the jury or the court sitting as a jury, that he used due caution to establish that such minor under twenty-one years of age was not, in fact, a minor under twenty-one years of age. If any person shall be found not guilty, or placed on probation without a verdict, of any alleged violation of this sub-section, such finding shall operate as a complete bar to any proceeding by any alcoholic beverage law enforcement or licensing authorities on account of such alleged violation, provided that the person inducing the sale in question shall have been found guilty by a Court or Trial Magistrate under one of the sections of Article 27 of the Annotated Code of Maryland numbered 463 to 466, both inclusive.*

(b) PROVIDED, HOWEVER, THAT IN ALLEGANY, FREDERICK, CARROLL, CECIL, HARFORD, SOMERSET, TALBOT, WICOMICO AND WORCESTER COUNTIES, NO LICENSEE UNDER THE PROVISIONS OF THIS ARTICLE, OR ANY OF HIS EMPLOYEES, SHALL SELL OR FURNISH ANY ALCOHOLIC BEVERAGES AT ANY TIME TO A MINOR UNDER 21 YEARS OF AGE, EITHER FOR HIS OWN USE OR FOR THE USE OF ANY OTHER